THE HON'BLE SRI JUSTICE N.V.RAMANA

W.P.No. 775 of 2005

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for the Respondents and both of them agreed for disposal of the writ petition at the stage of admission.

The petitioner claims to be owner of Ac.1-76 cents in Survey No.256/6 of Chennuru village, Dagadarthi Mandal, Nellore district and he has been in possession of the property. The petitioner states that his name has been mutated in the revenue records and he was pattedar passbooks. It is stated that the second respondent by his proceedings dated 12.1.2005 has cancelled the said pattas. Aggrieved thereby, petitioners said to have filed appeal before the first respondent together with an application for stay of the said cancellation order. The grievance of the petitioners in this writ petition is that the first respondent has not passed any orders either on the appeal or on the stay application, and pending same, the respondents are trying to evict the petitioners from the land in question. Hence the writ petition.

Since the appeal filed by the petitioners is pending before the first respondent, I deem it appropriate to dispose of the writ petition directing the first respondent to consider and dispose of the appeal preferred by the petitioners, and pass appropriate orders thereon in accordance with law. Till passing of orders on the said appeal or the stay application by the first respondent, status quo obtaining as on today shall be maintained by the parties in respect of the land in question.

With the above directions, the writ petiton is disposed of. No costs.

N.V.RAMANA, J

Date: 25.1.2005

Note: Wire at Party’s costs.

B/o

DA/KSR